

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 1539 - HB 1553**

April 7, 2021

**SUMMARY OF BILL:** Creates the Accountability and Engagement Through Transparency Act. Requires the state's Chief Information Officer to appoint a Chief Data Officer to create and maintain an open data program to facilitate an accessible and useable database of publicly available information generated by state agencies. Requires the Chief Data Officer to work with each state department and agency and identify and publish appropriate contact information for a lead open data coordinator who will be responsible for managing that agency's participation in the open data program.

Requires the lead open data coordinator for each state agency to: (1) oversee the creation of a comprehensive inventory or datasets published to the open data program; (2) determine the risk and benefits of disclosure; (3) consult with members of the public and state to identify datasets which have the greatest benefit to state residents; and (4) establish processes for publishing datasets to ensure quality and relevancy of information while excluding protected and sensitive information.

Requires the Department of Finance and Administration (F&A) to create and maintain a central open data location on the Department's website or in another suitable online location where the state's published data is available for download.

Requires the Chief Data Officer to publish an annual open data report within one year of the effective date of this Act, and by March 1 of each year thereafter. For purposes of appointing the Chief Data Officer and developing the open data program, this bill takes effect upon becoming a law. For all other purposes, this bill takes effect January 1, 2022.

**ESTIMATED FISCAL IMPACT:**

**Other Fiscal Impact – State departments and agencies that are required to participate in the open data program may experience an increase in expenditures to meet the provisions of the proposed legislation. The extent and timing of any such expenditures cannot be determined with reasonable certainty.**

Assumptions:

- Based on information provided by F&A, the Department's Division of Strategic Technology Solutions (STS) currently has a full-time Chief Data Officer.

- As of February 2021, the Chief Data Officer at STS has engaged with the F&A Office of Customer Focused Government and the F&A Office of Evidence and Impact and the requirements specified in the proposed legislation are all planned to be addressed, or are currently underway; therefore, no significant fiscal impact to F&A.
- State departments and agencies required to participate in the open data program may experience an increase in expenditures to meet the provisions of the proposed legislation. The extent and timing of any such expenditures cannot be determined with reasonably certainty.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/vh